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8 **UNITED STATES DISTRICT COURT**
 9 **SOUTHERN DISTRICT OF CALIFORNIA**
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11 Timothy L. Bacino, an individual; and
 12 Susanne V. Bacino, an individual,
 13 Plaintiffs,

14 v.
 15 USAA Casualty Insurance Company; and
 Does 1 through 10, inclusive,

16 Defendants.

CASE NO. 08 CV 1239 DMS RBB

**AMENDED JOINT MOTION TO
 CONTINUE EARLY NEUTRAL
 EVALUATION CONFERENCE AND RESET
 BRIEFING SCHEDULE**

Local Civil Rules 7.2 & 16.1

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 18 The parties, through their attorneys of record, hereby stipulate and jointly move for
 19 an order continuing the Early Neutral Evaluation Conference from September 8, 2008, at
 20 8:30 a.m. to the earliest available date and time on or after September 22, 2008, but
 21 excluding October 6-16, 2008, in the chambers of Judge Ruben B. Brooks, United States
 22 Courthouse, 940 Front Street, Room 1185, San Diego, California 92101.

23 The parties also stipulate and jointly move to reset any briefing deadlines applicable
 24 to the Early Neutral Evaluation Conference.

25 The reason for the stipulated continuance is that, as set forth in the Notice of Non-
 26 Availability of Counsel submitted on August 13, 2008 [Docket #9], Plaintiff's counsel will be
 27 on a pre-paid vacation from September 4-19, 2008, and in trial from October 6-16, 2008.

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1 The attorney for the Plaintiffs is filing this Joint Motion and certifies that the Motion is
2 acceptable to all parties and their attorneys.

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4 DATED: August 15, 2008 SOLOMON WARD SEIDENWURM & SMITH, LLP

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6 By: /s/ Tanya M. Schierling
7 TANYA M. SCHIERLING
8 Attorneys for Plaintiffs Timothy L. Bacino and
9 Susanne V. Bacino

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11 DATED: August 15, 2008 DANIELS, FINE, ISRAEL, SCHONBUCH &
12 LEBOVITS, LLP

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